

EOD JUN 16 2003

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

FILED - CLERK
U.S. DISTRICT COURT
JUN 13 AM 10:23
TX EASTERN-BEAUMONT

VICTOR HUGO SALDAÑO, §

Petitioner, §

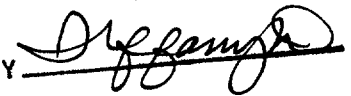
v. §

Civil Action No. 1:02cv217

JANIE COCKRELL, Director, §

Texas Department of Criminal
Justice, Institutional Division, §

Respondent. §

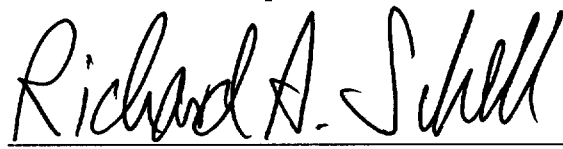
BY 

**ORDER DENYING MOTION TO INTERVENE AND JUDGMENT
GRANTING PETITION FOR WRIT OF HABEAS CORPUS**

This matter came before the court on the Collin County Criminal District Attorney's motion to intervene pursuant to Federal Rule of Civil Procedure 24(a)(2), (docket entry #6), filed on June 6, 2002, and applicant Victor Hugo Saldaño's ("Saldaño") amended petition for writ of *habeas corpus* (docket entry # 14), filed on August 5, 2002. For the reasons stated in the memorandum opinion signed on this same date, IT IS ORDERED that the Collin County District Attorney's motion to intervene is DENIED; and,

JUDGMENT is hereby entered for Saldaño on the single claim in his amended petition. A writ of *habeas corpus* is issued to Janie Cockrell, the Director of the Texas Department of Criminal Justice, Institutional Division, ordering her to release Saldaño from custody unless the State of Texas, within 180 days from the date of entry of this order and judgment, either commences a new punishment hearing or reforms his sentence to life imprisonment.

SIGNED this 12th day of June, 2003.


RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE